

1 matter.

2 This Motion is supported by the accompanying Memorandum of Points and Authorities
3 in support of the Motion, the Declaration of Kevin T. Levine, the papers, pleadings and records
4 on file in this action, and upon such oral and documentary evidence as may be presented to the
5 Court in connection with this Motion.

6 Dated: January 8, 2008

Respectfully submitted,

7 DEL MAR LAW GROUP, LLP

8
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12 Attorneys for Plaintiff DONNA R. NELSON, an
13 individual and on behalf of all others similarly
14 situated